Please type a plus sign (+) inside this box → +

PTO/SB/21 (08-00)
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10/001,469

31 October 2001

Aya JAKOBOVITS, et al.

Date of Deposit: May 20, 2002

**Application Number** 

**First Named Inventor** 

**Filing Date** 

MA E		Group Art Unit	1642								
(a) be used (correspondence after initial filing)		Examiner Name	To be assigned	1							
Total Number Of Pages In This Submission		Attorney Docket No.	511582002420								
ENCLOSURES (check all that apply)											
Fee Transmittal Form	As:	signment Papers		After Allowance Communication to Group							
Fee Attached	<b>★</b> Dra	awing(s)		Appeal Communication to Board of Appeals and Interferences							
Amendment / Reply	Lic	ensing-related Papers		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)							
After Final	Per	iition		Proprietary Information							
Affidavits/declarations		tition to Convert to a ovisional Application		Status Letter							
Extension of Time Request	Ch.	ange of Correspondence Add	dress	Other Enclosure(s) (please identify below):							
	Ter	minal Disclaimer	題	Return Postcard Submission of Substitute Drawings Copy of Notice of Incomplete Reply							
Express Abandonment Request	Re	quest for Refund	Œ	Corrected Drawings Corrected Drawings With Proposed Changes in Red							
Information Disclosure Statement, PTO Form 1449, References	X CD	, Number of CD(s)1		Request for Correction of Drawings							
Certified Copy of Priority Document(	s) Remarks										
Response to Missing Parts/ Incomplete Application											
Response to Missing Parts under 37 C.F.R. 1.52 or 1.53											
SIGN	ATURE OF	APPLICANT, ATTORN	EY OR AGE	NT							
	Kate H. Murashige Reg. No. 29,959										
1 "	Morrison & Foerster LLP										
Individual Name 3811 Valley Centre Drive, Suite 500, San Diego, California 92130											
Signature Late A Muselley											
Date May 20, 2002		_									

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"** 

Tami M. Procopio

Express Mail Label No.: EV 042150496 US

Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Issue Fee, Washington, DC 20231.

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FEE	<b>TRANSMITTAL</b>	,
DEF	<b>OR FY 2002</b>	

Complete if Known Application Number 10/001,469 Filing Date 31 October 2001 Aya JAKOBOVITS, et al. First Named Inventor Examiner Name To be assigned

are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$) 525.00 Attorney Docket No. 511582002420

Group Art Unit

METHOD OF PAYMENT			FEE CALCULATION (continued)						
1. The Commissioner is hereby authorized to charge indicated			3. ADDITIONAL FEES						
fees and credit any overpayments to:  Deposit			Entity	Small	Entity				
Account Number 03-1952		ee ode	Fee (\$)	Fee Code	Fee (\$)	Fee D	escription	Fee Paid	
Deposit Account Morrison & Foerster LLP									
Name IVIOTISON & POEISIER LLP			130	205	65	Surcha	rge - late filing fee or oath	65	
Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17			50	227	25		rge - late provisional filing cover sheet		
Applicant claims small entity status. See 37 CFR 1.27			130	139	130		nglish specification		
2. Payment Enclosed:			2,520	147	2,520		ng a request for ex parte nination		
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FEE CALCULATION			1,840*	113	1,840*		sting publication of SIR after ner action		
1. BASIC FILING FEE	11	15	110	215	55	Extens	ion for reply within first month		
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107 510 207 255 Plant filing fee	1 12		320	220	160		brief in support of an appeal		
108 740 208 370 Reissue filing fee	-	21	280	221	140		st for oral hearing n to institute a public use	<del></del>	
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2. EXTRA CLAIM FEES	14	<b>1</b> 2	1,280	242	640	Utility i	ssue fee (or reissue)		
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103 18 203 9 Claims in excess of 20	14	46	740	246	370	rejectio	e submission after final on R § 1.129(a))		
102 84 202 42 Independent claims in excess of 3	14	49	740	249	370		ch additional invention to be led (37 CFR § 1.129(b))		
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** or number previously paid, if greater; For reissues, see above.			Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 525.00			525.00			
SUBMITTED BY							Complete (if applicable)		
Name (Print/Type) Kate H. Murashige			tration No. ney/Agent		29,959		Telephone (858) 720	)-5112	
Signature tale to. Muse	e	ند					Date May 20, 2	2002	

05-27-02001469-050000 Now

Docket No. 5/11582002420

#### CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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Missing Parts

Mi M. Procopio

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Aya Jakobovits et al.

Serial No.:

10/001,469

Filing Date:

October 31, 2001

For:

NUCLEIC ACID AND

CORRESPONDING PROTEINS ENTITLED 101P3A11 USEFUL IN TREATMENT AND DETECTION OF

**CANCER** 

Examiner: To be Assigned

Group Art Unit: 1642

#### **TRANSMITTAL**

Box Missing Parts Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Attached hereto for filing are the following:

- 1. Response to Notice to file missing parts of non-provisional application
- 2. Copy of Notice to file missing parts of non-provisional application
- 3. A compact disc copy of the Sequence Listing on CD-R (COPY 1)

-Machine format: IBM PC COMPATIBLE

-Operating system: PC-DOS/MS-DOS

-File contained on CD: 2002420 (569 KB)

-Date recorded: February 16, 2002

- 4. A duplicate compact disc copy of the Sequence Listing on CD-R (COPY 2)
  - -Machine format: IBM PC COMPATIBLE
  - -Operating system: PC-DOS/MS-DOS
  - -File contained on CD: 2002420 (569 KB)
  - -Date recorded: February 16, 2002
- 5. A computer readable form copy of the Sequence Listing on CD-R (CRF COPY)
  - -Machine format: IBM PC COMPATIBLE
  - -Operating system: PC-DOS/MS-DOS
  - -File contained on CD: 2002420 (569 KB)
  - -Date recorded: February 16, 2002
- 6. Request for correction of drawings
- 7. Corrected drawings for Figures 1, 2A-D, 3, 4, 23, 24, and 25
- 8. Corrected drawings for Figures 1, 2A-D, 3, 4, 23, 24, and 25 with proposed changes in red
- 9. Set of substitute drawings
- 10. Return postcard

Dated: May 20, 2002

In the unlikely event that the Patent Office determines that extensions and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or fees due to our Deposit Account No. 03-1952 under Order No. 511582002420. The Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

By: Kate H. Murashige Registration No. 29,959

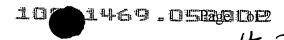
> Morrison & Foerster LLP 3811 Valley Centre Drive

Suite 500

San Diego, California 92130-2332

Kate H. Muselyi

Telephone: (858) 720-5112 Facsimile: (858) 720-5125





## United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE

WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/001.469

10/31/2001

Aya Jakobovits

511582002420

Kawai Lau Morrison & Foerster LLP Suite 500 3811 Valley Centre Drive

San Diego, CA 92130-2332



**CONFIRMATION NO. 3304 FORMALITIES LETTER** \*OC000000007222042\*

Date Mailed: 12/20/2001

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604

00000001 031952 10001469 05/23/2002 JADDO1

(September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

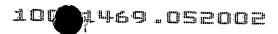
- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE





PATENT Docket No. 511582002420

### CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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Date of Deposit: May 20, 2002

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Tami M. Procopio

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Aya Jakobovits et al.

Serial No.:

10/001,469

Filing Date:

October 31, 2001

For:

NUCLEIC ACID AND

CORRESPONDING PROTEINS ENTITLED 101P3A11 USEFUL IN TREATMENT AND DETECTION OF

**CANCER** 

Examiner: To be Assigned

Group Art Unit: 1642

# REQUEST FOR CORRECTION OF DRAWINGS

Box Missing Parts Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Enclosed are ten (10) substitute sheets of drawings for Figures 1, 2A-D, 3, 4, 23, 24, and 25 in connection with the above-identified application. In addition, please find enclosed a set of drawings showing the proposed changes in red.

100 1469 OSEQQE

The Figures are amended to include sequence identification numbers which were inadvertently omitted at the time of filing. Applicants respectfully request the entry of these amendments.

In the unlikely event that the transmittal letter is separated from this request and the U.S. Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing to our **Deposit Account No. 03-1952**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated:

May 20, 2002

By:

Kate H. Murashige

Registration No. 29,959

Morrison & Foerster LLP 3811 Valley Centre Drive

Suite 500

San Diego, California 92130-2332

Telephone: (858) 720-5112 Facsimile: (858) 720-5125

PATENT Docket No. 511582002420



Mail Label No.: EV 042150496 US

Date of Deposit: May 20, 2002

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s Inn

Tami M. Procopio

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Aya JAKOBOVITS, et al.

Serial No.:

10/001,469

Filing Date:

31 October 2001

For:

NUCLEIC ACID AND CORRESPONDING

PROTEIN ENTITLED 101P3A11 USEFUL IN TREATMENT AND DETECTION OF

**CANCER** 

Examiner: To Be Assigned

Group Art Unit: 1642

#### SUBMISSION OF SUBSTITUTE DRAWINGS

Assistant Commissioner for Patents Washington, D.C. 20231

May 20, 2002

Dear Sir:

Dated:

Attached please find 50 sheet(s) of substitute drawings in connection with the above-identified application.

Respectfully submitted,

By: Kate H. Murashige

Registration No. 29,959

Morrison & Foerster LLP

3811 Valley Centre Drive, Suite 500 San Diego, California 92130-2332

Telephone: (858) 720-5112 Facsimile: (858) 720-5125